

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

IN RE NEW ENGLAND COMPOUNDING  
PHARMACY CASES LITIGATION

MDL No. 2419  
Master Docket No. 12-cv-12052 (FDS)

THIS DOCUMENT RELATES TO:

All Actions

**JOINTLY PROPOSED AGENDA  
FOR THE MAY 14, 2013 STATUS CONFERENCE**

The Plaintiffs' Steering Committee, Ameridose LLC, and New England Compounding Pharmacy, Inc. (through both the Trustee and counsel)<sup>1</sup> jointly propose the following agenda for the May 14, 2013 status conference:

1. Trustee's Motion to Transfer Personal Injury Tort and Wrongful Death Cases (Dkt. Nos. 37, 92)
2. Motions related to the Trustee's Motion to Transfer:
  - a. Roanoke Gentry Locke Plaintiffs' Motion for Mandatory Abstention under 28 U.S.C. §1334(c)(2) (12-cv-12052, Dkt. No. 209)
  - b. Baker, Johnston, and Wertz Plaintiffs' Opposition to Motion to Transfer (Dkt. No. 115).
  - c. Ameridose's motions to withdraw the reference (*e.g.*, 13-cv-10226, Dkt. No. 1)
  - d. GDC's motion to withdraw the reference (Dkt. Nos. 30, 90)
  - e. New Jersey motions to remand (Ameridose's opposition, Dkt. No. 88)
3. Trustee's Motion Seeking Limited Relief from this Court's Order as to the Preservation of Potential Evidence by New England Compounding Pharmacy, Inc. (forthcoming)
4. Plaintiffs' Steering Committee's Motion to Partially Lift Discovery (Dkt. Nos. 101, 102)
5. Status update: website
6. Discussion of case management issues, including timing of case management order for District Court proceedings and coordination of District Court and Bankruptcy Court

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<sup>1</sup> All defendants whose counsel have filed notices of appearance in the MDL were provided an opportunity to comment on the agenda.

7. Discussion of communications with defendants and non-parties
8. Status update: Alanus's motions to dismiss (e.g., Dkt. No. 33, Dkt. No.72)
9. Status update: bankruptcy proceedings

Dated: May 13, 2013

Respectfully submitted,

Matthew P. Moriarty  
TUCKER ELLIS LLP  
925 Euclid Avenue, Suite 1150  
Cleveland, OH 44115  
(216) 592-5000  
mmoriarty@tuckerellis.com

*Ameridose's Liaison Counsel*

*/s/ Thomas M. Sobol*

Thomas M. Sobol, BBO # 471770  
Kristen Johnson Parker, BBO# 667261  
HAGENS BERMAN SOBOL SHAPIRO LLP  
55 Cambridge Parkway, Suite 301  
Cambridge, MA 02142  
(617) 482-3700  
tom@hbsslaw.com  
kristenjp@hbsslaw.com

*Plaintiffs' Lead Counsel*

Paul D. Moore  
DUANE MORRIS LLP  
100 High Street, Suite 2400  
Boston, MA 02110-1724  
(857) 488-4230  
pdmoore@duanemorris.com

Frederick H. Fern  
HARRIS BEACH PLLC  
100 Wall Street  
New York, NY 10005  
(212) 687-0100  
hbnecc@harrisbeach.com

*NECC's Liaison Counsel*

*Chapter 11 Trustee for the Estate of New  
England Compounding Pharmacy, Inc.*

**CERTIFICATE OF SERVICE**

I, Kristen Johnson Parker, hereby certify that I caused a copy of the above Jointly Proposed Agenda for the May 14, 2013 Status Conference to be filed electronically via the Court's electronic filing system. Those attorneys who are registered with the Court's electronic filing system may access these filings through the Court's system, and notice of these filings will be sent to these parties by operation of the Court's electronic filing system.

Dated: May 14, 2013

*/s/ Kristen Johnson Parker*  
Kristen Johnson Parker, BBO # 667261